

# EXHIBIT 23

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## SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

The Estate OF SUMMER JOLIE )  
 WILLIAMS TAYLOR, by and )  
 through MATTHEW D. TAYLOR, )  
 Personal Representative, )  
 )  
 Plaintiffs, )  
 ) No. 21-2-07115-1 SEA  
 vs. )  
 )  
 CITY OF SEATTLE, a )  
 governmental entity; STATE )  
 OF WASHINGTON, a )  
 governmental entity; and )  
 DAWIT KELETE, a single man, )  
 )  
 Defendants. )

AND

THE ESTATE OF SUMMER JOLIE )  
 WILLIAMS TAYLOR, by and )  
 through MATTHEW D. TAYLOR, )  
 Personal Representative, )  
 ZOE ADBERG, SARA ANDERSON, )  
 MEGAN BUSS, GRACE CARMACK, )  
 LEANNA CARR, AISLING ) No. 20-2-14351-1 SEA  
 COONEY, ABIE EKENEZAR, )  
 EDWARD FARMER, NIMA )  
 FORGHANI, NOAH FOWLER, ) VIDEO-RECORDED  
 ZACHARY GARDNER, IAN ) VIDEOCONFERENCE  
 GOLASH, GRACE GREGSON, ) DEPOSITION OF  
 MIRANDA HARDY, LEXUS ) CARMEN BEST  
 HARTLEY, CLAYTON ) VOLUME II  
 HOLLOBAUGH, JASON SCHIERER, )  
 as guardian ad litem for )  
 minor MALICHI HOWE a.k.a. )  
 BRYAUNA HOWE, JESSE HUGHEY, )  
 AUBREANNA INDA, MARY ) \*CAPTION  
 JURGENSEN, TIMOTHY KAUCHAK, ) CONTINUES\*  
 JENNA KINYON, BEN )  
 REPORTED BY: LORRIE R. CHINN, RPR,  
 Washington Certified Court Reporter No. 1902  
 Oregon Certified Court Reporter No. 97-0337

1 discussion about the fact that various texts -- not  
2 just of you, but of the mayor, chief of the fire  
3 department also, that your texts were not saved. I  
4 don't want to spend a lot of time on this, but I want  
5 to ask you a couple of questions about it. All right?

6 A. (Nodding head).

7 Q. In your own words, why were texts deleted from  
8 your phone?

9 A. On occasion I would delete texts, you know,  
10 periodically when there was, you know, a buildup of  
11 texts on my phone. You know, my understanding is that,  
12 you know, transitory texts could be deleted as long as  
13 they weren't decision making or anything of that  
14 nature. So periodically, you know, I deleted those  
15 texts, again, with transitory information.

16 Q. How periodically did you delete them?

17 A. No specific cadence to that at all.

18 Q. And how much gig or whatever did you have  
19 available on your phone? Why did you think you needed  
20 to do that?

21 MR. SHAW: Objection. Compound.

22 A. Yeah.

23 Q. It was compound.

24 A. I have no idea.

25 Q. Let me go back. It was compound. Why did you

1 delete them?

2 A. Just periodically when there's a buildup of  
3 messages, you know, I would just delete them. They  
4 were transitory and no reason to keep them on the  
5 phone. No particular cadence to that, just as I do now  
6 with my personal phone.

7 Q. What's a transitory text? What does that  
8 mean?

9 A. Transitory means just basic not policy making,  
10 no decision -- not policy making, not decision making,  
11 not, you know, anything specific to that nature.  
12 Typically just informational, you know, transitory  
13 communication.

14 Q. From whom?

15 A. It didn't really matter. I got all kinds of  
16 texts from all sorts of folks that, you know, from --  
17 you know, from community members, from, you know, other  
18 staff, you know, all -- you know, a number -- a wide  
19 variety of people, you know, would send me messages  
20 that are, again, transitory in nature.

21 Q. Do you understand --

22 A. I wasn't doing -- I wasn't doing policy making  
23 on texts. I'll put it that way.

24 Q. Why would you think that you could delete  
25 anything as a public employee off of a public phone?

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## REPORTER'S CERTIFICATE

I, LORRIE R. CHINN, the undersigned Certified Court Reporter, pursuant to RCW 5.28.010 authorized to administer oaths and affirmations in and for the State of Washington, do hereby certify:

That the sworn testimony and/or remote proceedings, a transcript of which is attached, was given before me at the time and place stated therein; that any and/or all witness(es) were duly sworn remotely to testify to the truth; that the sworn testimony and/or remote proceedings were by me stenographically recorded and transcribed under my supervision, to the best of my ability; that the foregoing transcript contains a full, true, and accurate record of all the sworn testimony and/or remote proceedings given and occurring at the time and place stated in the transcript; that a review of which was requested; that I am in no way related to any party to the matter, nor to any counsel, nor do I have any financial interest in the event of the cause.

WITNESS MY HAND AND DIGITAL SIGNATURE this 2nd day of June, 2022.

*Lorrie R. Chinn*

LORRIE R. CHINN, RPR, CCR

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